Certificate of Mailing 37 C.F.R. §1.8(a)

hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to MAIL STOP NON-FEE AMENDMENT. Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313-1450.

Name of Person Signing Certificate:

Date

Renee Con

Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Hisaaki Gyoten, et al

§

Conf. No.:

5187

Group Art Unit: 1745

Appln. No.:

10/069,900

Examiner:

Raymond Alejandro

Filing Date:

February 26, 2002

Attorney Docket No.: 10059-410US(P23466-

01)

Title: POLYMER ELECTROLYTE FUEL CELL

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(c)(1) AND §1.97(e)(1)

Enclosed are copies of each of the documents listed on the attached Information Disclosure Citation Form(s) PTO/SB/08A, which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

I hereby certify that each document cited in this Information Disclosure Statement was first cited in a communication (copy enclosed) dated January 2, 2004 from the Chinese Patent Office in counterpart Chinese Application No. 00812338.1 not more than three months prior to the filing of this Statement. JP 60-60871 U, which was also cited in the Chinese Office Action, has already been considered by the Examiner and is therefore not enclosed again.

MAR 0 , 2004

No fee is believed to be due in connection with the filing of this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-1017.

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

HISAAKI GYOTEN, ET AL

February 23, 2004

William W. Schwarze

Attorney/Agent for Applicant(s)

Registration No. 25,918 Direct Dial: 215-965-1270

E-Mail: wschwarze@akingump.com

Akin Gump Strauss Hauer & Feld LLP One Commerce Square 2005 Market Street, Suite 2200

Philadelphia, PA 19103

Telephone No.: 215-965-1200

Fax No.: 215-965-1210

WWS:rc Enclosures

		(		<i>24</i>		
Form PT	O/SB/08A	P. Carrier		(A)	Complete if Known	
		4	THAT BASE	Application Number	10/069,900	
INFORMATION DISCLOSURE			DSOME	Filing Date	February 26, 2002	
STATE	MENT B	Y APPL	ICANT	First Named Inventor	Hisaaki Gyoten, et al	
				Group Art Unit	1745	
(use as many sheets as necessary)			cessary)	Examiner Name	Raymond Alejandro	
Sheet	1	of	1	Attorney Docket Number	10059-410US(P23466-01)	

U.S. PATENT DOCUMENTS						
Exr Initials	U.S. Patent Docume		Name of First Inventor of Cited Document	Date of Publication of		
	Number	Kind Code (if known)		Cited Document MM-YYYY		
			ika			
			MAN			
<u></u>				- 20 <sub>4</sub>		

			FOREIGN PATI	ENT DOCUMENTS		
		Foreign Patent Docume		Name of Applicant of Cited Document	Date of	T <sub>1</sub>
Exr Initials	Country Code	Number	Kind Code (if known)		Publication of Cited Document MM-YYYY	
	JP	WO99/19927	А	Nisshin Steel Co. Ltd. & Toyota Motor Corporation	04/1999	
						1

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS					
Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or county where published.	Τ,			

Examiner	Date .	
Signature	Considered	